

DECLARATION OF OIL AND GAS NOTICE

(Tax Map 5, Sandhill District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) are owned or leased partly or wholly by the undersigned lies under the surface of lands described in the Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY
CONSOL PENNSYLVANIA COAL COMPANY LLC
RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY
McELROY COAL COMPANY
CNX LAND RESOURCES INC.

**C/O LEATHERWOOD, INC.
1000 CONSOL ENERGY DRIVE
CANONSBURG, PA 15317-6506**

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by DENNIS R. McCRACKEN, its ASST. MANAGER, by authority duly given.

JAN PEST
MARSHALL County 12:54:48 PM
Instrument No 1264345
Date Recorded 02/20/2009
Document Type O&G
Book-Page 677-153
Recording Fee \$6.00
Additional \$6.00

CONRHEIN COAL COMPANY
a Pennsylvania corporation:

By: 
Its: ASSISTANT MANAGER

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by **ROBERT P. KING**, its **VICE PRESIDENT**, by authority duly given.

CONSOLIDATION COAL COMPANY
a Delaware corporation:

By: 
Its: **VICE PRESIDENT**

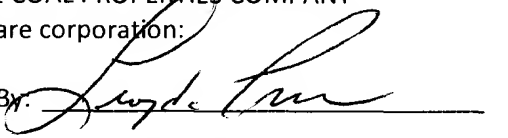
IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by **ROBERT P. KING**, its **VICE PRESIDENT**, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC
a Delaware limited liability company:

By: 
Its: **VICE PRESIDENT**

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by **LLOYD C. PRICE**, its **VICE PRESIDENT**, by authority duly given.

RESERVE COAL PROPERTIES COMPANY
a Delaware corporation:

By: 
Its: **VICE PRESIDENT**

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 15 day of January, 2009, by Charles T. Shaynak, its Vice President, by authority duly given.

MCELROY COAL COMPANY
a Delaware corporation:

By: Charles T. Shaynak

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by **LLOYD C. PRICE**, its **VICE PRESIDENT**, by authority duly given.

CNX LAND RESOURCES INC.
a Delaware corporation:

By: Lloyd C. Price

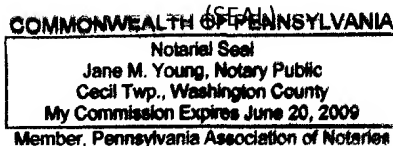
Its: **VICE PRESIDENT**

NOTE: PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **DENNIS R. McCRACKEN**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the ASSI. MANAGER of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.



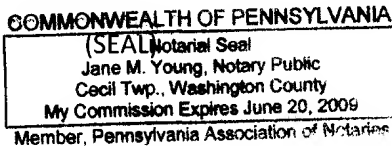
Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **ROBERT P. KING**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.



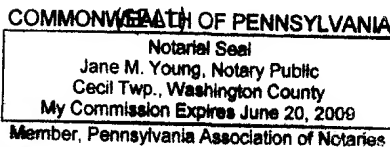
Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **ROBERT P. KING**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.



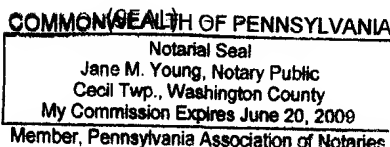
Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **LLOYD C. PRICE**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.



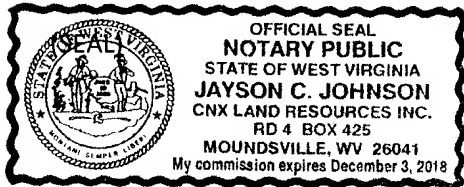
Jane M. Young
Notary Public

My Commission expires _____

State of West Virginia
COMMONWEALTH OF PENNSYLVANIA
COUNTY OF Marshall

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Before me, Jayson C. Johnson, a Notary Public, on this day personally appeared Charles T. Shaynak, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the Vice President of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 15 day of January, 2009.



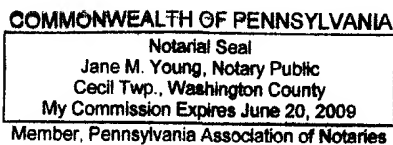
Jayson C. Johnson
Notary Public

My Commission expires December 3, 2018

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **LYOYD C. PRICE**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.

(SEAL)



Jane M. Young
Notary Public

My Commission expires _____

This Document Prepared By:

J. Kevin Ellis

WV Bar No. 9964

Steptoe & Johnson PLLC

1085 Van Voorhis Road

PO BOX 1616

Morgantown, WV 26507

(304) 598-8000

MO5046332

EXHIBIT A - SURFACE TRACTS (SHOEMAKER MINE)
Tax Map 5, Sandhill District, Marshall County, West Virginia

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
5	1	SCOTT	PATTY	RD 1 BOX 94	DALLAS	WV	26036	85.7167 A NEAR DALLAS	WB76/596
5	2	WILSON	ROBERT	RD 1 BOX 112	DALLAS	WV	26036	19.3284 NEAR DALLAS	620/98
5	3	WELCH	JAMES T ET UX	RD 1 BOX 109-A	DALLAS	WV	26036	31.568 NEAR DALLAS	389/252
5	5	WELCH	JAMES T ET UX	RD 1 BOX 109-A	DALLAS	WV	26036	38.301 A WHEELING CREEK	389/252
5	6	ULLOM	MARK ET UX	RD 1 BOX 100	DALLAS	WV	26036	17.3175 A TURKEY RUN	571/382
5	6.6	ULLOM	MARK D & DONNA M	RD 1 BOX 100	DALLAS	WV	26036	10.252 A TURKEY RUN	610/352
5	6.7	SHAW	ROBERT L SR ET UX	RD 1 BOX 102	DALLAS	WV	26036	5.433 A TURKEY RUN	474/713
5	7	HEMSLEY	PAUL H ET UX	RR 1 BOX 18	DALLAS	WV	26036	121.42 TURKEY RUN	588/191
5	8	WILSON	ROBERT	RD 1 BOX 112	DALLAS	WV	26036	61.846 NEAR DALLAS	620/98
5	8.1	SCOTT	EDWARD E ET UX	RD 1 BOX 113	DALLAS	WV	26036	96/100 NEAR DALLAS	457/623
5	9	BRYAN	CARSON W	RR 1 BOX 117	DALLAS	WV	26036	72.111 A NEAR DALLAS	450/754
5	9.3	SISARICK	DONALD G ET UX	RD 1 BOX 115 B	DALLAS	WV	26036	24.056 A NEAR DALLAS	575/163
5	9.7	MCDONALD	CAROL L	RR 2 BOX 55	TRIADDELPHIA	WV	26059	42.109 A NEAR DALLAS	WB81/179
5	9.8	PHILABAUM	DONALD W ET UX	RR 1 BOX 116A	DALLAS	WV	26036	7.299 A NEAR DALLAS	556/469
5	10	CALDWELL	LARRY ET UX	RR 1 BOX 7	DALLAS	WV	26036	15.52 NEAR DALLAS	477/363
5	13	COSTANZO	LOUIS J III	RR 1 BOX 9	DALLAS	WV	26036	74.3307 TURKEY RUN	560/227
5	14	FIDLER	CONNIE R ET AL	RR 1 BOX 17A	DALLAS	WV	26036	34 DALLAS 1986 MOBILE HOME	632/42
5	14.1	FILBY	CHARLES B & JENNIFER ET AL	9 FRANKLIN AVE	WHEELING	WV	26003	5.1 A DALLAS	646/473
5	15	WEEKS	JAMES M SR ET UX	RD 1 BOX 17	DALLAS	WV	26036	45.998 A TURKEY RUN	593/646
5	15.3	MCDONNELL	FRANK W & AMY Q	RR 1 BOX 17B	DALLAS	WV	26036	11.524 A TURKEY RUN	632/559
5	16	KIGER	WM E & SANDRA C	RR 1 BOX 14	DALLAS	WV	26036	18.02 DALLAS	475/615
5	18	COSTANZO	LOUIS J III	RR 1 BOX 9	DALLAS	WV	26036	9.109 TURKEY RUN	593/584
5	18.2	COSTANZO	LOUIS J III	RR 1 BOX 9	DALLAS	WV	26036	9.3014 TURKEY RUN	560/227
5	20	KIGER	WM E & SANDRA C	RR 1 BOX 14	DALLAS	WV	26036	11.8827 DALLAS	475/615
5	21	FUGATE	DOUGLAS L ET UX	RR 1 BOX 125B	DALLAS	WV	26036	16.80 DALLAS	589/404
5	22	MT VIEW CEMETERY ASSN	ADDRESS UNKNOWN		MOUNDSVILLE	WV	26041	14 A DALLAS	
5	24	FONNER	BRENDA S ET AL - LIFE	RD 1 BOX 11	DALLAS	WV	26036	13.67 A DALLAS LESS O&G	661/586

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 23rd day of January, 2009, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 20th day of February, 2009 at 12:54 o'clock P.M.

TESTE: Jan Pest Clerk.